

**Notice of Exemption****- 1 -****To:**

Office of Planning and Research  
 For U.S. Mail:  
 P.O. Box 3044  
 Sacramento, CA 95812-3044

**From:**

Department of Fish and Wildlife  
 South Coast Region 5  
 3883 Ruffin Rd.  
 San Diego, CA 92123  
 Contact: Sarah Rains  
 Phone: (661) 414-2729  
[sarah.rains@wildlife.ca.gov](mailto:sarah.rains@wildlife.ca.gov)

**Street Address:**

1400 Tenth Street  
 Sacramento, CA 95814

**Project Title:** Shale Creek Maintenance Project (Streambed Alteration Agreement No. 1600-2020-0181-R5)

**Project Location (include county):** The routine maintenance portion is located within Shale Creek at 5935 and 6495 Santa Rosa Road between the Cities of Lompoc and Buellton in an unincorporated part of Santa Barbara County, State of California. It is located at Latitude 34.601748° and Longitude -120.290195°. The Assessor's Parcel Numbers (APN) associated with this project are 083-150-010 and 083-150-011. The restoration portion is located at 6495 Santa Rosa Road along the Santa Ynez River. It is located at Latitude 34.606760° and Longitude -120.290588°.

**Project Description:** California Department of Fish and Wildlife has executed Streambed Alteration Agreement number 1600-2020-0181-R5, pursuant to Section 1602 of the Fish and Game Code to Heirloom Valley, LLC represented by Wil Crummer.

This Agreement covers routine maintenance activities within Shale Creek involving the removal of excess shale, sediment, and vegetation from 1,500 linear feet of stream to match the original stream depth. Removal activities will only take place within the stream bottom (a width of 10-15 feet), vegetation along the banks will be avoided. Maintenance activities will take place annually and be accomplished using a mini-excavator or similar equipment. Permittee will submit annual reports documenting maintenance activities within Shale Creek each year for a period of 5 years. Restoration activities involve removal of non-native plants and replacing with locally native plants along the Santa Ynez River. The restoration area will be maintained for plant establishment and monitored until success criteria has been met. Permittee will submit annual monitoring reports documenting restoration, maintenance, monitoring, and success.

**Public Agency Approving Project:** CALIFORNIA DEPARTMENT OF FISH AND WILDLIFE

**Person or Public Agency Carrying Out Project:** Heirloom Valley, LLC

**Exempt Status:**

- Statutory Exemption. State code number
- Categorical Exemption. Type – Class (21); California Code of Regulations, title 14, section 15321 Enforcement Actions by Regulatory Agencies

**Reasons why project is exempt:** This project is required as a stipulation in a 2007 Judgement (Case No. 1088751) by the Honorable Rodney S. Melville in which the property owners and Santa Barbara County were ordered to maintain their respective portions of Shale Creek.

**CDFW Contact Person:** Sarah Rains, Environmental Scientist, [sarah.rains@wildlife.ca.gov](mailto:sarah.rains@wildlife.ca.gov) (661) 414-2729

DocuSigned by:  
 Signature: Erinn Wilson-Olgin Date: 6/16/2021  
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 Erinn Wilson-Olgin, Environmental Program Manager

Date received for filing at OPR: \_\_\_\_\_